IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 23840 of 2003

Between:

Kotipalli Srinivas, S/o. Venkateswara Rao,
R/o. Palakol, W.G. District.

..... PETITIONER

AND

1. The A.P.S.R.T.C., Rep. by its Regional Manager,W.G. Region at Eluru.
2. The A.P.S.R.T.C., Rep. by its Depot Manager, Bhimavaram Depot, West Godavari Depot.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents herein not to permitting the petitioner to commence the Contract vide allotment order in Proc. No. L1/122(2)/2003-RM-WG, Dt. 12.8.2003 and in spite of the agreement entered into on 5.9.2003 and permitting the earlier contractor to execute the works as illegal unjust and arbitrary and as such liable to set aside in the interest of justice and pass such other order

Counsel for the Petitioner:MR.S.M.SUBHAN

Counsel for the Respondents: M/s Posani Venkateswarlu

The Court made the following :

O R D E R:

The petitioner seeks to issue a writ of mandamus declaring the action of the respondents herein being the Andhra Pradesh Road Transport Corporation, in not permitting the petitioner to commence the contract vide allotment orders in Proceedings L1/122(2)/2003-RM-WG, dated 12.8.2003 and in spite of the agreement entered into on 5.9.2003.

This Court granted interim direction as prayed for on 19.11.2003. The admitted period of contract is only for a period of one year and the same is already been elapsed by 19.11.2004. Therefore, the subject matter of the Writ Petition itself has become infructuous.

Accordingly the Writ Petition is dismissed as infructuous. The interim direction granted by this Court on 19.11.2003 stands vacated. No order as to costs.

V.ESWARAIAH, J.

14th March 2005.

BCS

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. Regional Manager, the A.P.S.R.T.C., W.G. Region at Eluru.
2. Depot Manager, the A.P.S.R.T.C., Bhimavaram Depot, W.G. Depot.
3. **2 CD copies**